

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON REDEVELOPMENT AUTHORITY

ORDER OF TAKING

WHEREAS, the Boston Redevelopment Authority, in accordance with G.L. c. 121B and its predecessor statute G.L. c. 121, adopted and filed in the Suffolk County Registry of Deeds, Book 8069, page 113, an ORDER OF TAKING, dated September 15, 1966, concerning and describing the CHARLESTOWN URBAN RENEWAL AREA, all of the findings, determinations and descriptions set forth therein being incorporated herein by reference and made a part hereof; and

WHEREAS, the Boston Redevelopment Authority has deposited with the Mayor of the City of Boston security to his satisfaction for the payment of such damages as may be awarded in accordance with law to the owner or owners of said area, as required by G.L. c. 79, §40.

NOW, THEREFORE, BE IT ORDERED that the Boston Redevelopment Authority, acting under the provisions of said c. 121B and all other authority thereunto enabling and pursuant to the applicable provisions of said c. 79, and of any and every power and authority to it, granted or implied, hereby takes for itself in fee simple by eminent domain, for the purposes hereinbefore set forth or referred to, the area or areas located in the City of Boston as hereinafter described in ANNEX A, together with any and all easements and rights appurtenant thereto, including any trees, buildings and other structures standing upon or affixed thereto, and including the fee, if any, in all public streets, highways and public ways in said area or areas or contiguous and adjacent to the property taken hereby, provided such fee is a part of said property, except any and all easements of travel in and to any

and all public streets, highways and public ways in said area or areas or contiguous and adjacent thereto.

AND FURTHER ORDERED that in accordance with the provisions of the said c. 79, as amended, awards are made by the Boston Redevelopment Authority for damages sustained by the owner or owners and all other persons, including all mortgagees of record, having any and all interest in each parcel described in ANNEX A and entitled to any damages by reason of the taking hereby made. The Boston Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said property before the right to damages therefor has become vested or for other good cause shown. The awards hereby made are set forth in ANNEX B, which ANNEX B is not to be recorded in the Registry of Deeds with the Order of Taking.

AND FURTHER ORDERED that the Secretary of the Boston Redevelopment Authority cause this instrument of Taking to be recorded in the office of the Suffolk County Registry of Deeds.

IN WITNESS WHEREOF, we, the following members of the Boston Redevelopment Authority have caused the corporate seal of the Authority to be hereto affixed and these presents to be signed in the name and behalf of the Boston Redevelopment Authority.

DATED: AUG 11 1963 BOSTON REDEVELOPMENT AUTHORITY

By:

John L. Farrell
Joseph J. Spive
James K. Hickey
William A. McLaughlin
Clarence J. Jones

ATTEST:

Kare P. Proulx
Secretary of the Boston Redevelopment Authority

Approved as to Form:

Ralph F. Cahill
Ralph F. Cahill, Assistant General Counsel

ANNEX A

BOSTON REDEVELOPMENT AUTHORITY

CHARLESTOWN URBAN RENEWAL AREA

TAKING AREA DESCRIPTION

The following parcel of land is taken by this Order of Taking:

Boston Redevelopment Authority Disposition Parcel R-59D-1 (37 Old Rutherford Avenue), containing approximately 3,975 square feet of vacant land, and is bounded and described as follows:

Beginning at the intersection of a point on the easterly sideline of Rutherford Avenue and a point in the middle of a brick wall on the easterly sideline of Rutherford Avenue, said brick wall adjacent to property N/F Thomas and Marianne Mc Gurty;

thence by easterly sideline of Rutherford Avenue on a curve to the right of radius 100.00° a distance of twelve and three hundredths (12.03') feet, to a jog point;

thence continuing by easterly side line of Rutherford Avenue on a bearing of N21°-48'-20"W a distance of fifty-five and forty-seven hundredths (55.47') feet, to a point;

thence turning to the right and running by property N/F BRA (Parcel R-59D) on a bearing of N64°-55'-37"E a distance of twenty-nine and fifty hundredths (29.50') feet, to a point;

thence turning to the right, still by land N/F BRA Parcel R-59D on a bearing of S25°-49'-00"E a distance of ten hundredths (10.00') feet, to a point;

thence turning to the left and running by land N/F BRA Parcel R-59D on a bearing of N64°-55'-37"E a distance of thirty-three and ten hundredths (33.10') feet to a point;

thence turning to the right and running by land N/F Charles and Mary H. McLaughlin on a bearing S25°-49'-00"E a distance of seventeen and seventy-nine hundredths (17.79') feet;

thence turning to the right S63°-38'-24"W a distance of one and no hundredths (1.00') feet;

thence turning to the right on a bearing of S26°-21'-36"E by land N/F Charles and Mary H. McLaughlin and Harvard Place a distance of nineteen and ninety-six (19.96') feet to a point;

thence turning to the right on a bearing of S62°-19'-44"W a distance of three and sixty-four hundredths (3.64') feet, to a point;

thence turning to the right by land Harvard Place and land N/F Leonard Abramson, Trustees of Charlestown Realty Trust on a bearing S23°-55'-38"E a distance of twenty-one and three hundredths (21.03') feet, to a point;

thence turning to the right and running through middle of a brick wall by land N/F Thomas and Marianne McGurty on a bearing of $S67^{\circ}-01'-55''W$ a distance of twenty-six and five hundredths (26.05') feet, to a jog point;

thence on a bearing of $S25^{\circ}-04'-23''E$ a distance of fifty-hundredths (0.50') feet to a point;

thence continuing on a bearing of $S64^{\circ}-55'-37''W$ still through middle of brick wall and land N/F Thomas and Marianne McGurty thirty-five and sixty-eight hundredths (35.68') feet, to the point of beginning of Parcel R-59D-1.

Said above parcel containing an area of 3,975 square feet, more or less.

The owner of the parcel of land hereby taken is unknown.

ANNEX B

BOSTON REDEVELOPMENT AUTHORITY

CHARLESTOWN URBAN RENEWAL AREA

AWARD OF DAMAGES

No awards are made with this Order of Taking.

